



SPAIN MAY ENTER THE WAR

Our Daily Bread

Sliced Thin by The Editor

ALEX. H. WASHBURN

We Get the Text of Senate Bill 40

And the Language Differs From Act 314

The Star's relations with Senator L. L. Mitchell of Prescott always have been cordial, and many times we have been on the same side of the fence in a state-wide political argument. We do not know Senator G. W. Lookadoo, of Arkadelphia, personally, but we believe Senator Mitchell can assure him it is this newspaper's policy to debate public questions on the facts, not on personalities, and not on the question of whether a bill's sponsor is a friend or enemy, acquaintance or stranger. . . . And therefore we think both Senator Mitchell and Senator Lookadoo are unduly excited in today's letters to The Star protesting our editorial attack last Saturday on their Senate

We have printed on this page both their letters and the certified text of S. B. No. 40.

A newspaper and the legislators can debate freely on general questions of public policy, but on this particular matter The Star is handicapped because the point the senators have raised is a question of the correct legal interpretation of a law. That's getting down to close quarters, for Senators Mitchell and Lookadoo are lawyers and I am not.

I wrote last Saturday's editorial, "New Attack on Venue Law—Lookadoo and Mitchell's S. B. 40," on the advice of Little Rock sources that had been instrumental in getting the original venue reform, Act 314 of 1939, enacted into law. They had telephoned all over the state for help, editorial and otherwise.

Regardless what legal authority those Little Rock sources had for believing Act 314 of 1939 to be endangered by Mitchell and Lookadoo's S. B. 40, it stands as a self-evident fact that the burden of proof rests not on the friends of Act 314 but on Mitchell and Lookadoo. For the people voted on Act 314 of 1939 in last November's general election and endorsed it by approximately four to one. Anyone who is accused of tampering in the legislature with that which the people have voted on directly—he carries the burden of proof, and no one else.

However, I have consulted the lawyers today, and I stand pat on last Saturday's editorial. That editorial said:

"Senate bill No. 40 alters the language of Act 314 from 'where the person injured or killed RESIDES' to 'AT THE TIME OF THE INJURY' to simply 'where the person injured or killed RESIDES,' or words to that effect. . . .

"Under Senate bill No. 40 an attorney could have his client, AFTER THE ACCIDENT, pick any county he wanted to as his home, move there and compel trial in that county."

Now, here is Section One of the actual text of the original change-of-venue law you approved in the general election last November, referred Act 314 of 1939 (I have put the most significant clause in capitals):

"All actions for damages for personal injury or death by wrongful act shall be brought in the county where the accident occurred which caused the injury or death or in THE COUNTY WHERE THE PERSON INJURED OR KILLED RESIDES AT THE TIME OF THE INJURY."

Senators Mitchell and Lookadoo assert their Senate bill No. 40 has other objectives, but on the only point where we have attacked them, the very certified copy of their bill bears out our contention. Section One of Senate bill No. 40 says:

"In any civil action which may lawfully be brought in some one or more particular county in this state and not in any county of the state in which service may be had on the defendant, suits may be filed in THE COUNTY WHERE THE PLAINTIFF RESIDES or in the county where the cause of the action occurred."

The text of Senate bill No. 40 is just what we said it was last Saturday, before we had seen the complete text; and its language differs from the language of the bill the people voted on last November (No. 314) in just that degree which we said it did.

U. S. Knows of British Aims

Churchill Says Common Understanding Prevails

LONDON—(P)—Prime Minister Winston Churchill declared Wednesday that "there is such common comprehension in the U. S." of British war aims that no occasion had arisen to outline them to representatives of the Winston government.

He told the Commons that no U. S. representative to his recollection had ever broached to him the subject of Britain's aims in war, and post-war reconstruction.

Okeh Compensation Insurance Reduction

LITTLE ROCK—(P)—Senator H. Rowell, of Pine Bluff, announced Wednesday that a reduction in the workers' compensation insurance, at a savings of \$250,000, had been accepted by the National Compensation Insurance Board.

German Planes Raid Malta, DNB Reports

BERLIN—Nazi planes attacked Malta, DNB, official German news agency, reported Wednesday, and three British planes were reported shot down while the Germans lost none.

At one time, red coral beads were highly recommended for babies to chew on when cutting teeth.

Soviet Appoints New Army Chief

MOSCOW—(P)—General C. K. Zhukoff, it was officially announced Wednesday, has been appointed vice-commissar of defense and chief of staff of the Red army. Gen. K. A. Macretskoff, former head will remain

Sen. Spencer to Be Honored With Banquet

C. of C. Directors Vote Unanimously to Honor Hope Senator

Directors of Hope Chamber of Commerce, at a special meeting Monday afternoon, voted unanimously to entertain in the near future with a stag banquet in honor of Lloyd Spencer, who has recently been appointed to fill out the unexpired term of John E. Miller in the United States Senate. Due to the illness of Mr. Spencer, the date of the banquet was not definitely agreed on but Tuesday, February 25, was tentatively set.

Due to the fact that hotel accommodations are limited, it was decided to restrict the attendance to 125, all of whom to be from Hope and Hempstead county, except Governor Homer M. Adkins, who will be invited to attend. Places will be reserved for all members of the Chamber of Commerce who can attend and will cost \$1.25. Tickets will be on sale at the Chamber of Commerce office after Monday of next week.

No tickets will be reserved unless paid for and all members of the Chamber of Commerce who wish to attend this banquet should buy their tickets early as there are only 125 tickets which will not supply all who wish to attend.

After next week tickets will be available if any are left to anyone who wishes to attend.

Fair Exhibit Building Burns

Fire Razes Structure Causing \$2,500 Loss

The main exhibit building at Fair park caught fire and burned to the ground about 11:30 o'clock Tuesday night, causing an estimated loss of \$2,500 to the city. The building was

under construction for the fair.

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Council Honors Sen. Spencer

Endorsement Also Is Given Refund-ing Proposal

Hope city council and Mayor W. S. Atkins at their special meeting Monday night adopted a resolution praising the appointment by Gov. Homer Adkins of Lloyd Spencer as United States senator, and the council adopted a second resolution, backed with a proclamation by Mayor Atkins endorsing the refunding proposal on which the people will vote at a special election Saturday, February 15. The text of the two resolutions and the proclamation follow:

RESOLUTION

WHEREAS, Governor Homer Adkins has appointed our friend and fellow townsmen, Lloyd Spencer, United States Senator, to serve the unexpired term of Honorable John E. Miller, who has resigned to accept the appointment of United States District Judge for the Western District of Arkansas, and

WHEREAS, We deem it right and proper to publicly express our faith and confidence in Lloyd Spencer, and our appreciation to Governor Adkins for selecting him,

NOW, THEREFORE, be it resolved by the City Council of the City of Hope, Arkansas, in special meeting assembled, that Governor Homer Atkins in appointing Lloyd Spencer to serve as one of the representatives to

the U. S. House of Representatives

At one time, red coral beads were highly recommended for babies to chew on when cutting teeth.

(Continued on Page Four)

Mitchell and Lookadoo Take Star to Task

Assert S. B. No. 40 Merely Provides for State-Wide Service

State Senators L. L. Mitchell, Prescott, and G. W. Lookadoo, Arkadelphia, authors of Senate Bill No. 40 which was attacked by The Star in an editorial Saturday after it had passed the senate and gone to the house, have written letters to this newspaper, enclosing a certified copy of S. B. No. 40.

Their letters, and the certified text of the bill, follows:

Mr. Alex Washburn
Editor, Hope Star
Hope, Arkansas

Dear Mr. Washburn:

I notice in the Hope Star of Saturday's issue, which was February 8, 1941, that you had quite a bit of

comment on Senate Bill No. 40 introduced by me and others. You were

very critical in your editorial and I'm

quite sure that this was brought about

because of a lack of information. You

stated in your editorial that Senate

Bill No. 40 which was introduced and

passed for the purpose of clarifying

the Venue Act should have provided

that's suit could be filed either in

the county where the defendant lived

or in the county where the plaintiff

lived at the time of the trial. I have

been told that you have

retained your editorial, also

when you compare the criticisms

which you offered to my bill, you

will see that the information which

you had was not authentic, but was

entirely misleading.

I have gone to the trouble to get

a certified copy of the bill which

is sworn to by Lieutenant-Governor

Bob Bailey, and Virgil Ramsey, Secre-

tary of the Senate, sworn to before the

Secretary of the State, C. G. Hall, with the seal of State placed

thereon in order that you may know

that it is the exact bill which you

criticized.

By examining this bill in Line 7

of Section 1 you will find this lan-

guage, "It is specifically set out

that suits for personal injury cases

may be filed in either the county

where the cause of action occurred

or in the county where the plain-

tiff resides at the time of the ac-

tion occurred." I am sure you

saw in the Arkansas Gazette this

morning, February 10, an explana-

tion which thoroughly explains what

the bill carries and is in direct

conflict with your criticisms of me and

the bill.

I think you will be fair enough in

giving the public the language and

contents of the bill without my name

being further mentioned. I am sure

that you want to do what is right

about it and that you have no in-

tention of misrepresenting me or the

contents of the bill. However, if you

do not see fit to do that, I am asking

that you publish this letter verba-

tim with the bill verbatim so

that the people may know that I have

stated the truth, and that they may see from

the Lieutenant-Governor's signature

and the Secretary's sworn statement so

that you may have full benefit of

the contents of the original bill.

Yours very truly,

L. L. Mitchell

Little Rock, Ark.

February 10.

Mr. Alex H. Washburn

Hope, Arkansas

Dear Mr. Washburn:

Buick to Build Plane Engines

Construction of \$31,000,000 Project to Begin

CHICAGO—Plans for the immediate construction by the Buick division of General Motors of a \$31,000,000 aircraft engine plant in the village of Melrose Park, Chicago, were disclosed here by Hartie H. Currie, head of the automobile concern and a vice president of the corporation.

The new plant which will be built under a government contract for the production of Pratt & Whitney 1200 horsepower aircraft engines, will employ in the neighborhood of 10,000 persons with an estimated \$17,000,000 annual payroll, and will be one of the largest defense projects undertaken in this area involving more than \$25,000,000.

Details of the project, which have been under negotiation for some time, were released by D. E. Williams, former Buick controller and operating manager of the new plant, at a meeting of local, state and government officials.

He said that a 125 acre site at North Avenue and Mannheim roads, on the western limit of Chicago, and to be within the corporate limits of Melrose Park, has been acquired and that construction bidding proposals will be ready for examination possibly within a few days.

Building plans call for a huge one-story manufacturing building of more than 1,000,000 square feet of floor space

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in which parts and subassemblies will be produced, and the engines assembled. In addition, there will be test cells for testing the engines, a power house, personnel and administration buildings.

The Buick aircraft engine plant will be one of the seven largest employers of labor in the Chicago area and probably the largest single employer in one plant.

According to the management, it is ideally situated for purposes of defense production, having adequate railroad and highway transport facilities and an available skilled and semi-skilled workmen, with all other necessary physical facilities available.

In announcing the project, Currie said that every energy of the Buick organization will be bent to speed completion of plant and facilities and the launching of actual production. The executive already has set up a separate manufacturing organization, headed by Mr. Williams as operating manager, and Joseph G. Hammond, formerly Buick general superintendent as manufacturing manager, and composed by key Buick production and engineering technicians.

Buick's vast purchasing facilities will be available to the aircraft plant through this manufacturer's purchasing agent, L. A. Stewart, who will direct the defense manufacturing purchases with the assistance of W. B. Stickney, as resident purchasing agent.

The executive said that commitments already have been made for a substantial dollar volume in machinery and equipment for the new plant and that extensive preliminary work has been completed to expedite the project.

In this connection, Buick technicians have been in close touch with Pratt & Whitney concerning technical details of production and the adaptation of them to mass output. The steps that have been taken to create a manufacturing organization also are a result of detailed study of the technical and mass production requirements. This organization already is functioning, he said.

Currie said that contracts already executed with the United States Army and those under negotiation involve a total of approximately \$34,000,000 for aviation engines and parts while plant construction and equipment total in excess of \$31,000,000. A supplemental provision for tooling have increased the total over the \$24,000,000 originally released.

The plant will be set up to produce 500 aircraft engines a month, he said, or upwards of 5,000 a year under normal operation. All parts and subassemblies will be produced in the new plant as well as final assembly of the engines.

With the operation of the Buick plant here, General Motors Corporation will have approximately 40,000 employees engaged in aircraft and parts production, of which 25 per cent would be employed here. This does not include employees engaged in the manufacture of other equipment, accessories or parts necessary to national defense of which General Motors Corporation divisions are likewise large manufacturers.

In four of the Canadian provinces, agriculture is the outstanding factor of net production.

Dr. H. Darnall Kills Self

Coroner Weaver Returns Verdict of Suicide

Funeral services for Dr. H. H. Darnall, 61, who shot himself to death in a vacant gasoline station at Fulton with a .38 calibre pistol early Tuesday afternoon, have been set for Thursday afternoon at 2 o'clock at Columbus. Services will be in charge of Dr. David Shipperson of El Dorado, assisted by Rev. J. C. Wilkins of Washington.

He is survived by his widow, two sons, Harry Herbert Darnall of Amarillo, Texas, and Charles William Darnall of Roswell, N. M., two daughters, Mrs. Carl Stanley Bryant of Oakdale, La., and Mrs. John L. Dixon of De Queen.

Active pallbearers: Joe Wilson, Columbus; Johnny Wilson, Columbus; Claud Wilson, Fulton; Tommy Seymour, Fulton; W. E. Cox, Jr., Fulton; Ernest Cox, Fulton.

Honorary Pallbearers: Dr. A. G. Lee, Texarkana; Dr. Louis P. Good, Texarkana; Dr. Geo. W. Passon, Texarkana; Dr. Ruel Robbins, Texarkana; Dr. Decker Smith, Texarkana; Dr. Fuller, Texarkana; Dr. Kitell, Texarkana; Dr. Charles Archer, DeQueen; Dr. Carl Hanchey, DeQueen.

Dr. Buchanan, Prescott; Dr. T. F. Alford, Murfreesboro; Dr. W. F. Robbins, Ozark; Stunt Wilson, Texarkana; Dr. Don Smith, Hope; Dr. P. B. Cargian; Dr. Jim McKenney, Hope.

Dr. G. E. Cannon, Hope; Dr. J. F. Weaver, Hope; Dr. Jim Martindale, Hope; Dr. L. M. Lile, Hope; W. W. Ellen, Hope; J. S. Conway, Hope; E. C. Brown, Hope; Will Griffin, Crossroads; John Griffin, Crossroads; I. E. Odom, Fulton; Dan Harkness, Fulton; R. R. Cornelius, Fulton; Roy Cox, Fulton.

Monroe Cox, Fulton; Herbert Cox, Fulton; Sam Allen McGill, Fulton; H. P. Robinson, Ozark; Charles Rosebaum, Fulton; Horace Dillard, Yancey; Robert Willard, Yancey; Charlie Green, Yancey; D. R. Newman, Sartoga; Tom Caldwell, Columbus; Robert Caldwell, Columbus; Horace Elton, Columbus; R. E. Jackson, Hope; Claude White, Columbus; Danny Hamilton, Columbus; C. E. Boyce, Floyd Gilbert, Columbus; Otis Gilbert, Columbus.

Continued from Page One'

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